

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

IN RE: BANK OF AMERICA)	
WAGE AND HOUR EMPLOYMENT)	
LITIGATION)	Case No. 10-MD-2138-JWL
)	
This Order Relates to All Cases)	

ORDER

This matter comes before the court upon the parties' Joint Motion for Modification of the Scheduling Order (ECF No. 212). For good cause shown, the motion is granted, and the Scheduling Order is modified as detailed below.

Accordingly,

IT IS THEREFORE ORDERED that the parties' Joint Motion for Modification of the Scheduling Order (ECF No. 212) is hereby granted.

IT IS FURTHER ORDERED that the Scheduling Order is hereby modified as follows:

1. All first-phase discovery shall be commenced or served in time to be completed by **September 1, 2011**.
2. Disclosures required by Fed. R. Civ. P. 26(a)(2) regarding certification issues shall be served by plaintiff by **May 13, 2011**, and by defendant by **June 13, 2011**. Disclosures and reports by any rebuttal experts shall be served by **July 1, 2011**.
3. Any motion for class certification pursuant to Fed. R. Civ. P. 23 or conditional certification of a collective action pursuant to section 216(b) of the FLSA shall be filed by **September 15, 2011**. Defendants' response shall be filed within 30 days of Plaintiffs' filing. Any reply by Plaintiffs shall be filed within 21

days of Defendants' response.

IT IS SO ORDERED.

Dated this 5th day of April, 2011, at Topeka, Kansas.

s/ K. Gary Sebelius
K. Gary Sebelius
U.S. Magistrate Judge